

Samuel J. Samaro, Esq.  
**PASHMAN STEIN WALDER HAYDEN, P.C.**  
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*Attorneys for Plaintiff, N.V.E., Inc.*  
*and Third Party Defendants*  
*Robert Occhifinto and Walter Orcutt*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

N.V.E., Inc.,

Plaintiff,

v.

JESUS J. PALMERONI a/k/a JOSEPH  
PALMERONI, RONALD SUMICEK, SUNBELT  
MARKETING, ABC Corporations 1-10, and John  
Does 1-10,

Defendants.

Civil Action No. 06-5455 (MCA) (LDW)

**CERTIFICATION OF  
SAMUEL J. SAMARO, ESQ.  
IN FURTHER SUPPORT OF  
SUMMARY JUDGMENT MOTION  
BY PLAINTIFF NVE AND THIRD  
PARTY DEFENDANTS**

JESUS J. PALMERONI,

Third-Party Plaintiff,

v.

ROBERT OCCHIFINTO and WALTER ORCUTT,

Third-Party Defendants.

I, Samuel J. Samaro, Esq., hereby certify as follows:

1. I am an attorney at law of the State of New Jersey and a member of the firm Pashman Stein Walder Hayden, PC, counsel for Plaintiff, N.V.E., Inc. ("NVE") and Third-Party Defendants Robert Occhifinto and Walter Orcutt in the above-referenced matter. I am fully familiar with the facts alleged herein.

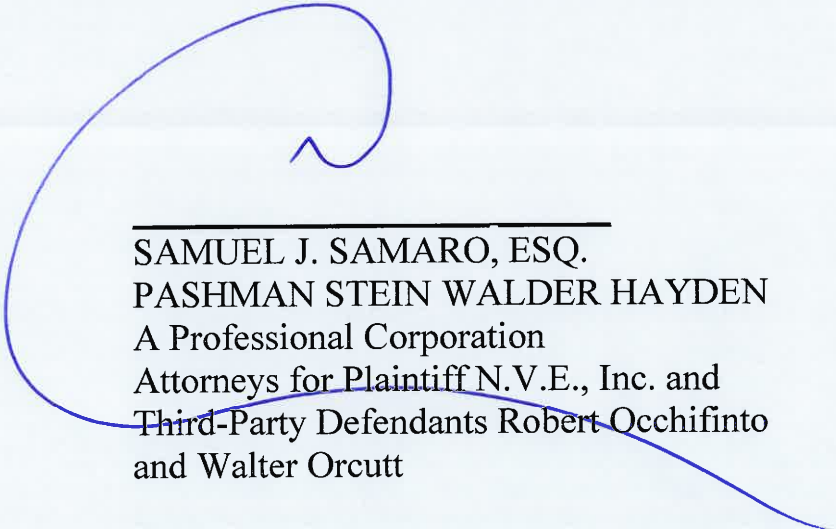
2. Attached hereto as Exhibit 1 is a facsimile dated October 25, 1999 from Robert Sumicek, Sunbelt Marketing, to Joe Palmeroni, NVE Pharmaceuticals, Inc., attaching a three-page "Brokerage Agreement."

3. Attached hereto as Exhibit 2 is a copy of a letter dated February 3, 2016 from Aidan P. O'Connor to Robert A. Vort, Esq. and Robert J. Basil, Esq. enclosing "[c]opies of the enhanced recordings" of "the meeting that took place at NVE's offices in February 2006."

4. Attached hereto as Exhibit 3 is a complete copy of the transcript of the May 11, 2010 deposition of Ronald Sumicek.

5. Attached hereto as Exhibit 4 is a complete copy of the transcript of an audio recording of a meeting that took place at NVE's offices in February 2006.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



SAMUEL J. SAMARO, ESQ.  
PASHMAN STEIN WALDER HAYDEN  
A Professional Corporation  
Attorneys for Plaintiff N.V.E., Inc. and  
Third-Party Defendants Robert Occhifinto  
and Walter Orcutt

Dated: August 15, 2016